

**UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF PENNSYLVANIA**

JOHN VINCENT WATERS	:	
Plaintiff	:	CIVIL ACTION NO. 18-1333
v.	:	(MANNION, D.J.) (CARLSON, M.J.)
THERESA DELBALSO, Superintendent, and JOSH SHAPIRO, Attorney General of Pennsylvania	:	
Defendants	:	

ORDER

For the reasons set forth in the Memorandum of this date, **IT IS**
HEREBY ORDERED THAT:

1. The above captioned petition for writ of habeas corpus is **DISMISSED, without prejudice**, as premature for failure to exhaust state court remedies.
 2. The Clerk of Court is directed to **CLOSE** this case.
 3. There is no basis for the issuance of a Certificate of Appealability.

s/ Malachy E. Mannion

MALACHY E. MANNION
United States District Judge

DATE: November 7, 2018